

**U.S. District Court
Northern District of Georgia (Gainesville)
CIVIL DOCKET FOR CASE #: 2:19-cv-00210-RWS**

Atlantic Coast Conservancy, Inc. v. Internal Revenue Service
Assigned to: Judge Richard W. Story
Cause: 05:0552 Freedom of Information Act

Date Filed: 09/16/2019
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Atlantic Coast Conservancy, Inc.

represented by **Amy V Williams**
Cosmich Simmons & Brown PLLC
15620 Birmingham Highway
Milton, GA 30004
770-235-1230
Email: amy.williams@cs-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brannon Lee Berry
Cosmich Simmons & Brown PLLC- MS
100 Vision Drive
Jackson, MS 39211
601-519-0328
Fax: 601-863-0078
Email: brannon.berry@cs-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jason Kirk Elam
Cosmich Simmons & Brown PLLC
650 Poydras Street
Suite 2215
New Orleans, LA 70130
504-262-0040
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

United States Department of the Treasury
an agency of the United States
TERMINATED: 10/24/2019

represented by **Trishanda L. Treadwell**
Department of Justice--EOUSA
Richard Russell Federal Building
75 Ted Turner Drive, SW
Suite 600
Atlanta, GA 30303
404-581-6255
Email: trish.treadwell@usdoj.gov
ATTORNEY TO BE NOTICED

Defendant

Internal Revenue Service

represented by **Kieran O. Carter**
U. S. Department of Justice
Tax Division
P.O. Box 227
555 4th Street, NW
Washington, DC 20044
202-616-1920

Email: Kieran.O.Carter@usdoj.gov
ATTORNEY TO BE NOTICED

Trishanda L. Treadwell
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/16/2019	<u>1</u>	COMPLAINT filed by Atlantic Coast Conservancy, Inc. (Filing fee \$400, receipt number AGANDC-8936118) (Attachments: # <u>1</u> Blank Civil Cover Sheet, # <u>2</u> Exhibit B)(dgr) Please visit our website at http://www.gand.uscourts.gov/commonly-used-forms to obtain Pretrial Instructions and Pretrial Associated Forms which includes the Consent To Proceed Before U.S. Magistrate form. (Additional attachment(s) added on 9/16/2019: # <u>3</u> Exhibit A) (dgr). (Entered: 09/16/2019)
09/17/2019	<u>2</u>	Certificate of Interested Persons by Atlantic Coast Conservancy, Inc.. (Williams, Amy) (Entered: 09/17/2019)
09/17/2019	<u>3</u>	APPLICATION for Admission of Jason K. Elam Pro Hac Vice (Application fee \$ 150, receipt number AGANDC-8940529). Documents for this entry are not available for viewing outside the courthouse. with Brief In Support by Atlantic Coast Conservancy, Inc.. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Williams, Amy) (Entered: 09/17/2019)
09/17/2019	<u>4</u>	APPLICATION for Admission of Brannon Berry Pro Hac Vice (Application fee \$ 150, receipt number AGANDC-8940652). Documents for this entry are not available for viewing outside the courthouse. with Brief In Support by Atlantic Coast Conservancy, Inc.. (Williams, Amy) (Entered: 09/17/2019)
09/17/2019	<u>5</u>	PROPOSED SUMMONS filed by Atlantic Coast Conservancy, Inc. <i>to Commissioner of Internal Revenue Service</i> (Williams, Amy) (Entered: 09/17/2019)
09/17/2019	<u>6</u>	PROPOSED SUMMONS filed by Atlantic Coast Conservancy, Inc. <i>to U.S. Attorney's Office Northern District of Georgia</i> (Williams, Amy) (Entered: 09/17/2019)
09/17/2019	<u>7</u>	PROPOSED SUMMONS filed by Atlantic Coast Conservancy, Inc. <i>to U.S. Attorney General Office DC</i> (Williams, Amy) (Entered: 09/17/2019)
09/18/2019	<u>8</u>	Electronic Summons Issued as to United States Department of the Treasury. (Attachments: # <u>1</u> Summons Civil Process Clerk, # <u>2</u> Summons Attorney General)(dgr) (Entered: 09/18/2019)
09/18/2019	<u>9</u>	Application for Refund of Fees paid online through Pay.gov for receipt number AGANDC-8934350. (Williams, Amy) (Entered: 09/18/2019)
09/20/2019		Clerks Approval re <u>9</u> Application for Refund of Fees paid online. (mec) (Entered: 09/20/2019)
09/20/2019		Refund in the amount of \$400.00 has been processed, effective 09/20/2019 in response to Clerks Action on Application for Refund of Fees paid online. (kns) (Entered: 09/20/2019)
09/23/2019	<u>10</u>	COURT NOTICE of Filing: Standing Order Regarding Civil Litigation by Judge Richard W. Story. (sk) (Entered: 09/23/2019)
09/23/2019		RETURN of <u>3</u> APPLICATION for Admission of Jason K. Elam Pro Hac Vice (Application fee \$ 150, receipt number AGANDC-8940529). Documents for this entry are not available for viewing outside the courthouse. to attorney for correction re: local counsel. (pmb) (Entered: 09/23/2019)
09/23/2019		RETURN of <u>4</u> APPLICATION for Admission of Brannon Berry Pro Hac Vice (Application fee \$ 150, receipt number AGANDC-8940652). Documents for this entry are not available for viewing outside the courthouse. to attorney for correction re: local counsel. (pmb) (Entered: 09/23/2019)

09/25/2019	<u>11</u>	APPLICATION for Admission of Jason K. Elam Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. with Brief In Support by Atlantic Coast Conservancy, Inc.. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Williams, Amy) (Entered: 09/25/2019)
09/25/2019	<u>12</u>	APPLICATION for Admission of Brannon Berry Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. with Brief In Support by Atlantic Coast Conservancy, Inc.. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Williams, Amy) (Entered: 09/25/2019)
10/02/2019		RETURN of <u>11</u> APPLICATION for Admission of Jason K. Elam Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. to attorney for correction re: Local counsel (cdg) (Entered: 10/02/2019)
10/02/2019		RETURN of <u>12</u> APPLICATION for Admission of Brannon Berry Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. to attorney for correction. re: Local counsel (cdg) (Entered: 10/02/2019)
10/04/2019	<u>13</u>	APPLICATION for Admission of Jason K. Elam Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. with Brief In Support by Atlantic Coast Conservancy, Inc.. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Williams, Amy) (Entered: 10/04/2019)
10/04/2019	<u>14</u>	APPLICATION for Admission of Brannon L. Berry Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. with Brief In Support by Atlantic Coast Conservancy, Inc.. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Williams, Amy) (Entered: 10/04/2019)
10/10/2019		RETURN of <u>13</u> APPLICATION for Admission of Jason K. Elam Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. to attorney for correction re: local counsel. (pmb) (Entered: 10/10/2019)
10/10/2019		RETURN of <u>14</u> APPLICATION for Admission of Brannon L. Berry Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. to attorney for correction re: local counsel. (pmb) (Entered: 10/10/2019)
10/15/2019	<u>15</u>	APPLICATION for Admission of Jason Elam Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. with Brief In Support by Atlantic Coast Conservancy, Inc.. (Attachments: # <u>1</u> Exhibit Jason Elam Certificate of Good standing)(Williams, Amy) (Entered: 10/15/2019)
10/15/2019	<u>16</u>	APPLICATION for Admission of Brannon Berry Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. with Brief In Support by Atlantic Coast Conservancy, Inc.. (Attachments: # <u>1</u> Exhibit Brannon Berry Certificate of Good Standing)(Williams, Amy) (Entered: 10/15/2019)
10/16/2019	<u>17</u>	APPLICATION for Admission of Kieran O'Neill Carter Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. with Brief In Support by United States Department of the Treasury. (Treadwell, Trishanda) (Entered: 10/16/2019)
10/21/2019		APPROVAL by Clerks Office re: <u>16</u> APPLICATION for Admission of Brannon Berry Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. Attorney Brannon Lee Berry added appearing on behalf of Atlantic Coast Conservancy, Inc. (cdg) (Entered: 10/21/2019)
10/21/2019		APPROVAL by Clerks Office re: <u>15</u> APPLICATION for Admission of Jason Elam Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse.. Attorney Jason Kirk Elam added appearing on behalf of Atlantic Coast Conservancy, Inc. (cdg) (Entered: 10/21/2019)
10/22/2019	<u>18</u>	ORDER granting <u>15</u> Application for Admission Jason Kirk Elam Pro Hac Vice. Signed by Judge Richard W. Story on 10/22/2019. If the applicant does not have CM/ECF access in the Northern District of Georgia already, they must request access at http://pacer.gov . If they have electronically filed in this district in a previous case, please omit this step.(dgr) (Entered: 10/22/2019)

10/22/2019	<u>19</u>	ORDER granting <u>16</u> Application for Admission Brannon Lee Berry Pro Hac Vice. Signed by Judge Richard W. Story on 10/22/2019. If the applicant does not have CM/ECF access in the Northern District of Georgia already, they must request access at http://pacer.gov . If they have electronically filed in this district in a previous case, please omit this step.(dgr) (Entered: 10/22/2019)
10/22/2019		Clerk's Certificate of Mailing as to Jason Kirk Elam and Brannon Lee Berry re <u>18</u> Order on Application for Admission PHV and <u>19</u> Order on Application for Admission PHV. (dgr) (Entered: 10/22/2019)
10/22/2019	<u>20</u>	PROPOSED SUMMONS filed by Atlantic Coast Conservancy, Inc. <i>to Commissioner of IRS</i> (Berry, Brannon) (Entered: 10/22/2019)
10/22/2019		RETURN of <u>17</u> APPLICATION for Admission of Kieran O'Neill Carter Pro Hac Vice. Documents for this entry are not available for viewing outside the courthouse. To attorney for correction re: Courts (cdg) (Entered: 10/22/2019)
10/23/2019	<u>21</u>	Electronic Summons Issued as to Commissioner of Internal Revenue. (dgr) (Entered: 10/23/2019)
10/24/2019	<u>22</u>	AMENDED COMPLAINT against Internal Revenue Service filed by Atlantic Coast Conservancy, Inc..(Berry, Brannon) Please visit our website at http://www.gand.uscourts.gov/commonly-used-forms to obtain Pretrial Instructions and Pretrial Associated Forms which includes the Consent To Proceed Before U.S. Magistrate form. (Entered: 10/24/2019)
10/24/2019	<u>23</u>	NOTICE of Appearance by Kieran O. Carter on behalf of Internal Revenue Service (Carter, Kieran) (Entered: 10/24/2019)
11/07/2019	<u>24</u>	ANSWER to <u>22</u> Amended Complaint by Internal Revenue Service. Discovery ends on 4/6/2020.(Carter, Kieran) Please visit our website at http://www.gand.uscourts.gov to obtain Pretrial Instructions. (Entered: 11/07/2019)
11/07/2019	<u>25</u>	Return of Service Executed by Atlantic Coast Conservancy, Inc.. Internal Revenue Service served on 10/29/2019, answer due 12/30/2019. (Attachments: # <u>1</u> Summons Proof of Service – U.S. Attorney General, # <u>2</u> Summons Proof of Service – U.S. Attorney for N.D. Georgia, Civil Process Clerk)(Berry, Brannon) (Entered: 11/07/2019)
12/02/2019	<u>26</u>	Initial Disclosures by Internal Revenue Service. (Attachments: # <u>1</u> IRS Correspondence to Plaintiff – March 2, 2017 Letter)(Carter, Kieran) (Entered: 12/02/2019)
12/03/2019	<u>27</u>	NOTICE by Atlantic Coast Conservancy, Inc. <i>of Service of Plaintiff's Initial Disclosures</i> (Berry, Brannon) (Entered: 12/03/2019)
12/05/2019	<u>28</u>	JOINT PRELIMINARY REPORT AND DISCOVERY PLAN filed by Internal Revenue Service. (Carter, Kieran) (Entered: 12/05/2019)